



General Assembly

February Session, 2012

Raised Bill No. 5429

LCO No. 1862

01862_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT PROHIBITING DISCLOSURE OF THE IDENTITIES OF
PERSONS APPOINTED TO ADMINISTER THE DEATH PENALTY.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 54-100 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2012*):

3 (a) The method of inflicting the punishment of death shall be by
4 continuous intravenous injection of a substance or substances in a
5 quantity sufficient to cause death, in accordance with procedures
6 prescribed by the Commissioner of Correction in consultation with the
7 Commissioner of Public Health. The Commissioner of Correction shall
8 direct a warden of an appropriate correctional institution to appoint a
9 suitable person or persons to perform the duty of executing sentences
10 of the court requiring the infliction of the death penalty. Such person
11 or persons shall receive, for such duty, such compensation as is
12 determined by the Commissioner of Correction. When any person is
13 sentenced to death by any court of this state having competent
14 jurisdiction, he shall, within twenty days after final sentence, be
15 conveyed to an appropriate correctional institution and such
16 punishment shall be inflicted only within the walls of said institution,

17 within an enclosure to be prepared for that purpose under direction of
 18 the warden of said institution. Such enclosure shall be so constructed
 19 as to exclude public view.

20 (b) Besides the warden or deputy warden and such number of
 21 correctional staff as he thinks necessary, the following persons may be
 22 present at the execution: The Commissioner of Correction, a physician,
 23 a clergyman in attendance upon the prisoner and such other adults, as
 24 the prisoner may designate, not exceeding three in number, news
 25 media representatives and such other persons as the commissioner
 26 deems appropriate. The total number of witnesses permitted at an
 27 execution shall be governed by space and security requirements and
 28 the Commissioner of Correction shall make the final determination of
 29 such number. News media representatives present at an execution
 30 shall include representatives of newspapers, broadcasters and news
 31 services, who shall report on behalf of all news media. The number of
 32 news media representatives present at an execution shall be nine,
 33 except that the commissioner, in his discretion, may authorize a
 34 greater number of such representatives or, for specified reasons of
 35 space or security, may reduce such number of representatives. The
 36 commissioner may exclude a witness for specified reasons of security.

37 (c) Notwithstanding any provision of law, any portion of a record
 38 that identifies or could identify the person or persons appointed
 39 pursuant to subsection (a) of this section to perform the duty of
 40 executing sentences requiring the infliction of the death penalty shall
 41 be confidential and shall not be disclosed, and shall not be subject to
 42 discovery, subpoena or other compulsory process.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2012</i>	54-100

Statement of Purpose:

To prohibit the disclosure of the identities of persons appointed to administer the death penalty.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]